



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

AZD 980 735 781 20

75 Hawthorne Street
San Francisco, Ca. 94105-3901

MAR 06 1992

President Ivan Makil
Salt River Pima-Maricopa Indian Community
Route 1, Box 216
Scottsdale AZ 85286

Dear President Makil:

Thank you very much for the opportunity to meet with you, other Community representatives and the various Federal, State and local representatives on February 28, 1992 to discuss concerns with regard to the Tri-City Landfill. Enclosed is a summary of the meeting highlights which we have drafted. If you feel any clarifications to this summary need to be made, please so advise us.

EPA will continue to maintain communications with the Community and various interested parties until such time as the environmental concerns regarding the existing facility are addressed.

Questions or comments regarding the summary should be directed to Roccena Lawatch at (415) 744-1602.

Sincerely,

Harry Seraydarian
Director
Water Management Division

Attachment

cc: See Attached List



SALT RIVER PIMA-MARICOPA INDIAN COMMUNITY
TRI-CITY LANDFILL MEETING
FEBRUARY 28, 1992.

ATTENDEES	AGENCY	PHONE #
Roccena Lawatch	EPA	415/744-1602
Jeff Scott	EPA	415/744-2091
Harry Seraydarian	EPA	415/744-2125
Edward Fox	ADEQ	602/257-6917
Ed Raleigh	Flood Control Dist.	602/506-1501
Chuck Gabriel	SRPMIC	602/941-7376
Bruce Crandall	City of Mesa	602/644-2625
Jeff Martin	City of Mesa	602/644-2065
Randy Grant	City of Scottsdale	602/994-7995
Tom Gannarelli	City of Scottsdale	602/391-5625
Michael Haener	Senator DeConcini	602/379-6756
Ron Ottwell	City of Tempe	602/350-8286
Earl Pearson	SRPMIC	602/941-7348
Russell C. Ray	SRPMIC	602/941-7277
Pat Dodds	City of Scottsdale	602/994-2423
Ron Fowler	U.S. COE	602/640-5385
Wes Gullett	Senator McCain	602/640-2567
Patrick Cunningham	AZ Atty General	602/542-3881
LTC. Craig Johnson	U.S. COE	602/640-2021
John Winn	U.S. COE-LA	213/894-0437
Stan Smith	Flood Control Dist.	602/506-1501
Gary Brown	City of Tempe	602/350-8402
Ray Garrison	City of Scottsdale	602/994-2506
Mike Hutchinson	City of Mesa	602/644-2066
Frank Mertely	SRPMIC	602/941-7378
R. Wills	SRPMIC	602/257-1126
Merna Lewis	SRPMIC	602/941-7277
Ivan Makil	SRPMIC	602/941-7277
Bill Jolly	SRPMIC	602/941-7344
Janet Johnson	SRPMIC	602/941-7333

SUMMARY OF THE ISSUES AND FOLLOW-UP ACTIONS TO ADDRESS TRI-CITY LANDFILL CONCERNS, AS RECORDED BY EPA DURING THE FEBRUARY 28TH MEETING.

ISSUES: FLOODING AND SECTION 404 ISSUES

1. ORDINARY HIGH WATER MARK vs. 100-YR. FLOODPLAIN
2. FLOODPLAIN REGULATION
3. TWO AREAS OF THE LANDFILL WHICH FALL INTO WATERS OF THE U.S. AS IDENTIFIED BY U.S. ARMY COE
4. FUNDING NEEDED TO CONDUCT STUDY OF THE AREA (TRIBE)
5. ADDITIONAL EMERGENCY PREPAREDNESS

ACTION ITEMS TO ADDRESS FLOODING/404 ISSUES

ACTION ITEMS TO ADDRESS ISSUE #3

Step 1 - The U.S. Army COE will prepare a letter to the Salt River Pima-Maricopa Indian Community identifying the areas of the landfill which are impacting waters of the U.S. (there were two small problem areas as depicted on the map delineating the high water mark) requesting that the Tribe propose a plan to address these two areas.

Step 2 - The Tribe will respond with their plan to address the two problem areas and the larger concerns through the study described below.

ACTION ITEMS TO ADDRESS ISSUES #1, 2 AND 3

The Salt River Pima-Maricopa Indian Community is prepared to conduct a special study, which should take approximately 4 months to complete, to identify existing floodplain boundaries, estimate revised floodplain, determine proposed channelization of the Salt River and effect on sand and gravel operations, and identify additional flood control improvements. The Tribe has selected a consultant to conduct the Study, however, funding is needed by the Tribe to get this Study underway. They anticipate the Study will cost approximately \$115,000.

Step 1 - The Tribe will prepare an estimate for the Cities of Tempe, Mesa and Scottsdale to review on the additional costs for disposal to help off-set the cost of the Study.

Step 2 - The Cities will respond to the Tribe's request for additional disposal costs to fund the Study.

ACTION ITEMS ISSUES #5

Consensus of the group was not to pursue any additional emergency actions at this time.

OTHER ISSUES

1. GROUNDWATER CONTAMINATION
2. SURFACE WATER CONTAMINATION
3. CLOSURE OF EXISTING LANDFILL BY OCTOBER 1993
4. LIABILITIES FOR CITIES DISPOSING OF WASTE AT TRI-CITY LANDFILL

ACTION ITEMS TO ADDRESS OTHER ISSUES

ACTION ITEMS TO ADDRESS ISSUES #1, 2, AND 3

The Salt River Pima-Maricopa Indian Community is prepared to conduct a closure study of the existing landfill. This study would include preparation of a Closure Plan, identification of impacts on the Salt River, determining groundwater testing and monitoring requirements, and schedule and cost estimate for landfill closure. The Tribe has already negotiated "tipping fees" with the Cities to help fund the closure study.

The Tribe is conducting a groundwater assessment utilizing existing wells.

Step 1 - The Tribe will submit the groundwater assessment to EPA for review. EPA will coordinate it's review with the State.

Step 2 - EPA will call a meeting with the Tribe and the State to discuss the groundwater report after the review.

ACTION ITEMS ISSUE #4

There are no action items currently identified with regard to the issue concerning potential liability for the Cities.

**OPTIONS FOR REGULATING A SOLID WASTE FACILITY AT SALT RIVER
PIMA-MARICOPA INDIAN COMMUNITY.**

OPTION 1

The SRPMIC could develop a Solid Waste Landfill Permitting and Enforcement Program in accordance with Part 239 (to be proposed in April 1992). If EPA approves of the Tribal program, the Tribal government would then be the solid waste implementing regulatory agency for such a facility.

OPTION 2

EPA is the implementing regulatory agency (enforcement only), if Tribe does not develop and receive solid waste program approval.

OPTION 3

If the Tribe and the State wish, they may enter into a Cooperative Agreement for the purpose of monitoring, permitting and/or regulating solid waste management activities.

ACTIONS:

1. Tribe will evaluate pursuing solid waste program approval.
2. The Tribe will evaluate pursuing a Cooperative Arrangement with EPA and the State for assuring compliance with Federal requirements.
2. EPA will provide SRPMIC with information regarding other Tribal government approaches to solid waste regulation.